HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (C) No. 182 of 2007

Petitioner		Praveen Deevan, Aged 35 years, S/o *Goverdhan* Deewan, R/o Village Tumgaon, District Mahasamund (C.G.)
	Versus	
Respondents	1.	State of Chhattisgarh, Thr. Secretary, Government of Chhattisgarh, Panchayat & Rural Development Department, D. K. S. Bhawan, *Mantralaya, Raipur* (C.G.)
	2.	Director, Directorate of Panchayat, Chhattisgarh, Raipur (C.G.)
	3.	*The Collector, District Mahasamund* (CG)
	4.	Sub Divisional Officer (Revenue) & Prescribed Officer, Mahasamund (C.G.)
	5.	Chief Executive Officer, Janpad Panchayat, Mahasamund (C.G.)
	6.	*Smt. Annapurna Sahu, Aged about 39* yeas, W/o Tulsiram Sahu, R/o, Post Tumgaon, Tahsil & Mahasamund (C.G.)
	7.	Dharmendra Kumar Dhivar, S/o Koduram Panch – Village Panchayat *Tumgaon*, Tahsil & *District* Mahasamund (C.G.)

WRIT PETITION UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Mr. Justice **Satish K. Agnihotri**

Shri P. S. Koshy, Advocate for the petitioner.

Miss Deepali Pandey, Panel Lawyer for the respondents No. 1 to 4.

Shri Manoj Paranjpe, Advocate for the respondent No.6.

Shri S. C. Verma, Advocate for the respondent No.7.

ORDER

(Passed on this 10th day of May, 2007)

1. Learned counsel appearing for the respondent No.6 and learned counsel appearing for the respondent No.7 submit that the grievance of the petitioner is that the impugned order dated 23.12.2006 (Annexure P/1) was passed by the Director, Panchayat, Chhattisgarh in Case No.

(74)

97/A-89/05-06 (Dharmendra Dhivar Vs. Annapurna Sahu & others), without affording an opportunity of hearing to the petitioner. That order may be quashed and the matter may be remanded back to the Director, Panchayat for considering the appropriate application/revision afresh, after giving an opportunity of hearing to all the concerned parties, including the petitioner.

2. Learned counsel appearing for the petitioner submits that in view of the submissions made by learned counsel appearing for the respondents No. 6 and 7, nothing survives in this matter.
3. In view of the above, the order dated 23.12.2006 (Annexure P/1) is quashed and the matter is remanded back to the Director, Panchayat for hearing the appropriate application/revision afresh, after affording proper opportunity of hearing to all the concerned parties and pass appropriate order within a period of three months from the date of receipt of a copy of this order.
4. In view of the foregoing, this petition is allowed. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur